

STATE OF WISCONSIN

Senate Journal

1986 May Special Session

TUESDAY, May 20, 1986

12:18 P.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

United States of America
State of Wisconsin
Executive Department

A Proclamation

I, Anthony S. Earl, Governor of the State of Wisconsin, pursuant to Section 11 of Article IV and section 4 of Article V of the Constitution of Wisconsin, do require the convening of a special session of the Legislature at the Capitol in Madison, beginning on May 20, 1986 at 12:00 Noon solely to consider and act upon the following specific legislative business:

1. Raising the legal drinking age to age 21, permitting all persons who have attained the age of 19 before September 1, 1986 to legally purchase, possess and consume alcohol beverages, and limiting to 18 year-olds the application of the 0.0% blood alcohol level while driving.

2. Authorizing construction of an indoor athletic practice facility on the University of Wisconsin-Madison campus, describing and regulating the Camp Randall Memorial Park and providing an appropriation.

3. Increasing to \$105 million the aggregate principal amount of bonds and notes that the Wisconsin Housing and Economic Development Authority (WHEDA) may issue to finance its economic development activities, authorizing WHEDA to invest up to \$1 million of its reserve or sinking funds or moneys not immediately required in independent Wisconsin businesses employing fewer than 25 full-time employees and having gross sales of less than \$2.5 million annually, permitting economic development bond to be issued after June 30, 1986, including in the definition of economic development projects certain consumer retail, railroad and recycling facilities, eliminating the export development program.

4. Revising the laws governing the patients compensation fund, eliminating the patients compensation panels, creating a medical malpractice mediation system, revising the laws

governing medical malpractice and health care provider professional discipline, providing for studies and making appropriations.

5. Increasing the penalties for the possession, manufacture or delivery of cocaine, providing a mandatory drug abuse assessment for those convicted of possession of cocaine, and revising provisions for civil forfeiture of the proceeds of trafficking in cocaine.

6. Establishing a new schedule of fees for the register in probate.

7. Amending the grant of certain submerged lands to the City of Milwaukee.

8. Permitting the Commissioner of Insurance to create mandatory risk sharing plans upon a finding that liability insurance is not readily available and the public interest requires it be made available, modifying the period of notice required for termination or nonrenewal of insurance policies, extending to certain agencies the coverage that may be provided by the Local Government Property Insurance Fund and amending the surplus requirements for insurers doing business in this state.

9. Eliminating the termination date of the federally funded folk arts coordinator position.

10. Modifying the terms of the merged attendance area aid and the intradistrict transfer integration aid to permit districts to receive intradistrict integration aid using the primary guarantee of their choice.

11. Permitting the department of health and social services to waive certain requirements for insurance for foster care parents and authorizing the department to pay certain claims for damages caused by children in foster care.

12. Authorizing increased staff for the secretary of state to provide expedited corporation and uniform commercial code filing services and telephone name reservation and providing program revenue appropriations.

13. Making certain changes relating to revocation of operating privileges and operation of vehicles, including motorboats, while intoxicated.

In testimony whereof I have set my hand and caused the Great Seal of the State of Wisconsin to

be affixed at the Capitol in
Madison this day, May 19, 1986.
ANTHONY S. EARL
Governor

By the Governor
Douglas La Follette
Secretary of State

United States of America
State of Wisconsin
Executive Department

A Proclamation

I, Anthony S. Earl, Governor of the State of Wisconsin, pursuant to Section 11 of Article IV and section 4 of Article V of the Constitution of Wisconsin, amend in the following manner Executive Order 99, dated May 19, 1986, requiring the convening of a special session of the Legislature at the Capitol in Madison, beginning on May 20, 1986 at 12:00 Noon:

1. In Paragraph 1 of the order delete "18 year-olds" and replace with "those under age 19".

2. In Paragraph 3 of the order, replace the word "bond" with "bonds and notes" and before the last period, add "authorizing an increase in the total principal amount of agricultural production loans WHEDA may guarantee, requesting the legislative audit bureau to audit the small enterprise economic development program and making confidential certain WHEDA investment grant or loan information".

3. In Paragraph 5 of the order, replace every occurrence of "cocaine" with "cocaine and ecgonine".

4. In Paragraph 13 of the order, after "revocation" add "and suspension" and after "privileges" add "and issuance of occupational licenses".

In testimony whereof I have set my hand and caused the Great Seal of the State of Wisconsin to be affixed at the Capitol in Madison this day, May 20, 1986.
ANTHONY S. EARL
Governor

By the Governor
Douglas La Follette
Secretary of State

By request of Senator Cullen, with unanimous consent, the opening prayer, pledge, and roll call of the Regular Session will be applied to the Special Session.

By request of Senator Roshell, with unanimous consent, the senate recessed until 1:45 P.M.

12:23

RECESS

1:45 P.M.

The senate reconvened.

By request of Senator Cullen, with unanimous consent, the senate recessed until 2:02 P.M.

1:46 P.M.

RECESS

2:02 P.M.

The senate reconvened.

The committee on Senate Organization reports and recommends for introduction:

Senate Bill 1

Relating to raising the legal drinking age to 21.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Labor, Business, Veterans Affairs and Insurance.

Senate Bill 2

Relating to fees of the register in probate.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senate Bill 3

Relating to an indoor practice facility for athletic programs at the university of Wisconsin-Madison and making an appropriation.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Education and Government Operations.

Senate Bill 4

Relating to removing the termination date for the folk arts coordinator position for the arts board.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Education and Government Operations.

Senate Bill 5

Relating to calculation of intradistrict transfer and merged attendance area aid to school districts.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Education and Government Operations.

Senate Bill 6

Relating to uses of certain lands, partly submerged in Lake Michigan, by the city of Milwaukee.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Energy and Environmental Resources.

Senate Bill 7

Relating to reservation of corporate name by telephone, expeditious processing of documents, records and certifications by the secretary of state, increasing annual report fees for corporations and cooperatives, requiring the legislative audit bureau to conduct a performance audit and making appropriations.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senator Ulichny objected.

By request of Senator Cullen, with unanimous consent **Senate Bill 7, Special Session** was withdrawn from committee on Judiciary and Consumer Affairs and referred to committee on Senate Organization.

Senate Bill 8

Relating to export loans, economic development loans and investments, authorization for increasing the total principal amount of agricultural production loans, disclosure of investment, grant or loan information, requesting an audit and making an appropriation.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Economic Development.

Pursuant to Senate Rule 36(2) and section 13.50 of the Wisconsin Statutes, the Co-chairs of the Joint Survey committee on Debt Management shall prepare and submit a report in writing setting forth an opinion on the desirability of the bill as a matter of public policy.

FRED A. RISSER

President of the Senate

Senate Bill 9

Relating to establishing liability insurance risk sharing plans; insurance company surplus requirements; cancellations, nonrenewals and renewals on altered terms of insurance policies; and participation in the local government property insurance fund.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Labor, Business, Veterans Affairs and Insurance.

Senate Bill 10

Relating to revising the laws governing the patients compensation fund, eliminating the patients compensation panels, creating a medical malpractice mediation system, revising the laws governing medical malpractice and health care provider professional discipline, providing for studies, granting rule-making authority and making appropriations.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Labor, Business, Veterans Affairs and Insurance.

Senate Bill 11

Relating to payment for injury and damages caused by foster children and granting rule-making authority.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Labor, Business, Veterans Affairs and Insurance.

By request of Senator Cullen, with unanimous consent, the senate recessed until 4:00 P.M.

2:14 P.M.

RECESS

4:00 P.M

The senate reconvened.

The committee on Senate Organization reports and recommends for introduction:

Senate Bill 12

Relating to creating assessment procedures and revising penalties for crimes involving cocaine or ecgonine.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senate Bill 13

Relating to intoxicated boating, implied consent, samples and tests related to intoxicants, granting rule-making authority and providing penalties.

By request of Senators Adelman, Chvala, Otte, Lee, McCallum and Czarnecki; Representatives Becker, Rutkowski, D. Travis, Metz, Magnuson, Ourada, Huelsman, Carpenter, Goetsch, Barrett, Bell and Black.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senate Bill 14

Relating to operating a motor vehicle while under the influence of an intoxicant, drugs or both, administrative and court-ordered revocation of operating privileges and chemical tests for intoxication, making an appropriation and granting rule-making authority.

By request of Senators Chvala, Otte, McCallum, Lee, Adelman and Czarnecki; Representatives Becker, D. Travis, Metz, Magnuson, Ourada, Huelsman, Carpenter, Barrett, Goetsch, Jauch, Rutkowski, Bell and Black.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senate Bill 15

Relating to revocation and suspension of operating privileges, issuance of occupational licenses and impoundment of certain vehicles.

By request of Senators Otte, McCallum, Lee, Chvala, Adelman and Czarnecki; Representatives Becker, D. Travis, Metz, Magnuson, Ourada, Huelsman, Carpenter, Barrett, Goetsch, Jauch, Rutkowski, Bell and Black.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senate Bill 16

Relating to revocation and suspension of operating privileges and issuance of occupational licenses.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senate Bill 17

Relating to prosecution of certain repeat offenders, suspension and revocation of operating privileges, failure to stop and render aid or provide information under certain circumstances, municipal court authority to suspend operating privileges for failing to respond to a citation for violating a traffic ordinance and providing penalties for offenses concerning alcohol beverages in motor vehicles.

By request of Senators Adelman, Otte, McCallum, Lee, Chvala and Czarnecki; Representatives Becker, Rutkowski, D. Travis, Metz, Magnuson, Ourada, Huelsman, Carpenter, Goetsch, Barrett, Bell and Black.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senate Bill 18

Relating to intoxicated snowmobiling, implied consent, samples and tests related to intoxicants, granting rule-making authority and providing and revising penalties.

By request of Senators Davis and Adelman.

Introduction:

Ayes, 5 -- Senators Cullen, Norquist, Risser, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senate Bill 19

Relating to operating a motor vehicle while affected by alcohol.

By request of Senators Hanaway, Adelman, Engeleiter and McCallum.

Ayes, 5 -- Senators Cullen, Risser, Norquist, Engeleiter and Ellis;

Noes, 0 -- None.

Read first time and referred to committee on Judiciary and Consumer Affairs.

By request of the president of the Senate, with unanimous consent, **Senate Bill 7, Special Session** was withdrawn from committee on Senate Organization and referred to committee on Economic Development.

Upon motion of the president the senate adjourned until 10:00 A.M. Wednesday, May 21.

4:10 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 4, Special Session

1. Page 1, line 1: on lines 1 and 4, after "Act 29" insert a comma.
2. Page 1, line 4: delete "of the statutes".